

Attorney Docket No.: VN-169RI
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Reissue Application of: Rangan, et al.)
 Application No.: 09/173,582)
 Filed: October 15, 1998)
 For: DATA COMMUNICATION NETWORK)
 WITH TRANSFER PORT, CASCADE PORT)
 AND/OR FRAME SYNCHRONIZING)
 SIGNAL)

RECEIVED
CENTRAL FAX CENTER
OCT 12 2004

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTN: Office of Petitions – E. Shirene Willis

RECEIVED
NOV 10 2004

OFFICE OF PETITIONS

I hereby certify that this document is being sent via facsimile to 703-872-9306 on the date indicated below.

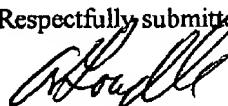
Submission in Response to Letter Mailed June 10, 2004

Sir:

In response to the Decision on Petition accompanying the Letter mailed June 10, 2004 (copies attached), and as discussed with the Office of Petitions, Applicant hereby submits a supplemental declaration signed by co-inventors Rangan and Edem. Applicant submits that this supplement declaration should satisfy the requirements set forth in the Decision on Petition, and Applicant requests that the Declaration be accepted and that the case proceed to allowance.

No additional fee is believed due. Please charge any additional fees due, or credit any overpayment, to Deposit Account No. 50-0251. A petition for extension of time is attached.

In view of the long history of this matter, and the difficulty in tracking down inventors, etc., Applicant's attorney requests a telephone call to discuss any remaining matters at the first available opportunity. Applicant's attorney wishes to thank the Office of Petitions for its cooperation in connection with this matter.

Respectfully submitted,

 Alan R. Loudermilk
 Registration No. 32,788
 Attorney for Applicant(s)

October 12, 2004
 P.O. Box 3607
 Los Altos, CA 94024-0607
 408-868-1516

RECEIVED
NOV 10 2004
OFFICE OF PETITIONS



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
 United States Patent and Trademark Office
 P.O. Box 1450
 Alexandria, VA 22313-1450
www.uspto.gov

RECEIVED
CENTRAL FAX CENTER

OCT 12 2004

Paper No. 19

LOUDERMILK & ASSOCIATES
 P.O. BOX 3607
 LOS ALTOS CA 94024-0607

In re Application of
 Rangan, Worsley, Thaik & Edem
 Application No.: 09/173,582
 Filed: October 15, 1998
 Attorney Docket No.: VN-169RI
 For: DATA COMMUNICATION NETWORK
 WITH TRANSFER PORT, CASCADE PORT
 AND/OR FRAME SYNCHRONIZING SIGNAL

COPY MAILED

JUN 10 2004

OFFICE OF PETITIONS

LETTER

This letter is mailed in response to the Request for Copy of Paper and Change of Address, transmitted via facsimile on February 12, 2004.

Petitioners request a copy of the October 10, 2003 decision on a petition under 37 CFR 1.183 to waive 37 CFR 1.67, filed September 15, 2003 (certificate of mailing date September 8, 2003). Petitioners did not receive this decision because it was mailed to an incorrect address. Petitioners filed a change of address with the September 2003 petition. The change of address was properly entered into Office computer systems on October 8, 2003. Unfortunately, the decision was mailed to the former address. The Office apologizes for this error.

Accordingly, a new extendable two month period to respond to the enclosed decision begins to run from the mail date of this letter.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450
 ATTN: E. Shirene Willis

By hand: Crystal Plaza 1 Lobby
 2011 South Clark Place
 Room 1B03
 Arlington, VA 22202
 ATTN: E. Shirene Willis

OCT-12-2004 11:16

SQUIRE SANDERS DEMPSEY

6508438777 P.06/09

Application No. 09/173,582

Page 2

By FAX: (703) 872-9306
ATTN: Office of Petitions – E. Shirene Willis

Telephone inquiries should be directed to the undersigned at (703) 308-6712.

571-272-3230

E. Shirene Willis
E. Shirene Willis
Senior Petitions Attorney
Office of Petitions



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 P. O. BOX 1450
 ALEXANDRIA, VA 22313-1450
www.uspto.gov

RECEIVED
 CENTRAL FAX CENTER

Paper No. 17

ALAN R LOUDERMILK
 10950 N. BLANEY AVE.
 SUITE B
 CUPERTINO CA 95014

OCT 12 2004

COPY MAILED

OCT 10 2003

OFFICE OF PETITIONS

ON PETITION

In re Application of
 Rangan, Worsley, Thaik & Edem
 Application No.: 09/173,582
 Filed: October 15, 1998
 Attorney Docket No.: VN-169RI
 For: DATA COMMUNICATION NETWORK
 WITH TRANSFER PORT, CASCADE PORT
 AND/OR FRAME SYNCHRONIZING SIGNAL

This is a decision on the reconsideration petition under 37 CFR 1.183 to waive 37 CFR 1.67, filed September 15, 2003 (certificate of mailing date September 8, 2003).

The petition under 37 CFR 1.183 to waive 37 CFR 1.67 is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. Any response should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.183 to waive 37 CFR 1.67" and must include an oath or declaration executed by the correct inventive entity. Failure to respond will result in abandonment of the application.

While petitioner has established that non-signing inventor Richard Thaik cannot be located after diligent efforts, petitioner has yet to submit an acceptable supplemental declaration.

The declaration contains noninitialed, nondated alterations to Inventor Rangan's and Inventor Edem's information. 37 CFR 1.52(c) states that "[a]ny interlineation, erasure, cancellation or other alteration of the application papers filed should be made on or before the signing of the accompanying oath or declaration pursuant to 1.63...." This includes the oath or declaration. The Office will not consider whether noninitialed and/or nondated alterations were made before or after signing of the oath or declaration but will require a new oath or declaration. See MPEP 605.04(a).

Fortunately, the deficiencies or inaccuracies relate to signing inventors. Thus, pursuant to 37 CFR 1.67(a)(2), Inventor Rangan and Inventor Edem can correct their respective information on a supplemental declaration identifying the entire inventive entity but signed only by them.

Regarding finances, petitioner has paid two \$130 petition fees. Only one petition fee is required, as the instant petition is a reconsideration petition. Pursuant to petitioner's authorization, deposit account no. 50-0251 will be the \$130 petition fee submitted with the instant petition.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450

Application No. 09/173,582

Page 2

By facsimile: (703) 308-6916
Attn: Office of Petitions

By hand: Office of Petitions
2201 South Clark Place
Crystal Plaza 4, Suite 3C23
Arlington, VA 22202

Telephone inquiries should be directed to the undersigned at (703) 308-6712.



E. Shirene Willis
Senior Petitions Attorney
Office of Petitions